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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Reynolds E. Moulton, III

Serial No.: 10/772,073

Group Art Unit: 3643

Filed: February 4, 2004

Examiner: Ngyuen, Son T.

For: SELF-PROPELLED PET TOY

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD
OF PATENT APPEALS AND INTERFERENCES**

Sir:

Applicant hereby appeals to the Board of Patent Appeal and Interferences from the Office Action dated March 26, 2007 of the Primary Examiner finally rejecting claims 1 – 5.

The Appeal Fee of \$250 should be

☐ Enclosed

☐ Not required (fee paid prior to appeal)

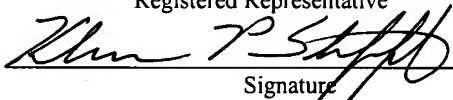
☒ Charge to Deposit Account No. 06-2143

If this communication is filed after the shortened statutory time period had elapsed and no separated Petition is enclosed, the Commissioner of Patents and Trademarks is petitioned, under 37 C.F.R. §1.136(a), to extend the time of filing a response by the number of months which will avoid abandonment under 37 C.F.R. §1.135. The fee under 37 C.F.R. §1.17 should be charged to our Deposit Account No. 06-2143. In the event that the actual Appeal Fee is greater than the payment submitted herewith or is not enclosed, the Patent Office is authorized to charge the underpayment to Deposit Account No. 06-2143.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on September 26, 2007:

Klaus P. Stoffel

Name of applicant, assignee or
Registered Representative



Signature

September 26, 2007

Date of Signature

KPS:mj

Respectfully submitted,



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